



EXPRESS SCRIPTS®

November 19, 2008

The Honorable Bob McDonnell
Office of the Attorney General
900 East Main Street
Richmond, VA 23219

Dear Attorney General McDonnell,

Further to my letter to your office dated November 12, 2008, I am contacting you on behalf of Express Scripts, Inc., a pharmacy benefit management company headquartered in St. Louis, Missouri, to provide notice pursuant to Virginia Code § 18.2-186.6 of the unauthorized acquisition of personal information.

As explained in my previous letter, our company and a small number of our clients recently received letters threatening to disclose personal information allegedly stolen from our system. Based on our investigation to date, we believe that the additional threatening letters received by our clients include the personal information of one (1) resident of Virginia, including name, date of birth, and Social Security number. On or about November 10, 2008, we sent this individual a letter by first class U.S. mail providing notice of the unauthorized access. A copy of the form of notification is enclosed.

We continue to cooperate with law enforcement authorities and to conduct an investigation with the help of outside experts in data security and computer forensics. At this time, we are not aware of any misuse of personal information caused by this incident. We have launched a website, www.esisupports.com, to provide information to assist our members in protecting against possible identity theft. In addition, we have made available to members the expert services of Kroll Inc., a leading risk consulting company, which will provide identity restoration services to members, if any, who become victims of identity theft caused by this incident.

Please contact me at 888-778-8929 if you have any questions.

Sincerely,



Janice C. Forsyth
Vice President & Deputy General Counsel

JCF

Enclosures



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November 10, 2008

Name
Address Line 1
Address Line 2

Dear [Mr./Ms. Last Name]:

I am contacting you because we recently learned of unauthorized access to information that includes your name, social security number and date of birth and may also include prescription information. Although details regarding the situation are limited and we are unaware at this time of any actual misuse of your information, we believe it is important to notify you. We also have set up a website, www.esisupports.com, that contains additional information and resources that you may find helpful. We continue to investigate this matter and will further advise you if we become aware that your information has been misused.

Meanwhile, to help reduce your potential risk, we are making available to you the services of Kroll, Inc., a New York-based risk consulting firm and a global leader in data security. If you have concerns about your personal information, you may contact Kroll at 866-795-9350, Monday through Friday between the hours of 8:00 a.m. to 5:00 p.m. (Central Time), to discuss your concerns with a U.S.-based customer care representative specially trained in handling privacy breach events, fraud and identity theft issues. If your situation appears to be tied to identity theft resulting from this incident, you will be assigned a licensed investigator who will work with you to validate and address your concerns. We will provide identity restoration services from Kroll for all legitimate and approved cases of identity theft caused by this incident. In addition to these services, we also suggest that you take steps outlined in page two of this letter to further reduce any potential risk to you.

Please know that protecting the security and confidentiality of your personal information is our top priority and we are working hard to fully investigate this matter. We apologize for any inconvenience this incident may cause and will continue with our vigorous investigation.

Sincerely,

David E. Frimel, Senior Director
Corporate Security and Safety

/DEF

attachment

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Actions you can take to safeguard your personal information

To protect against the unauthorized use of your personal information, you may want to consider placing a security/fraud alert or extended security/fraud alert on your credit bureau file. A security alert marker on your file would cause any issuer of credit to use additional scrutiny for any request for new or increased credit. This provides a significant level of protection; however, it may limit your ability to get "instant" credit such as the offers often made available at retail stores. You must contact one of the credit bureaus listed below, directly, to request this alert.

Equifax:

1-877-478-7625
www.equifax.com
P.O. Box 740241
Division
Atlanta, GA 30374-0241

Experian:

1-888-EXPERIAN (397-3742)
www.experian.com
P.O. Box 9532
Allen, TX 75013

TransUnion:

1-800-680-7289
www.transunion.com
Fraud Victim Assistance
P. O. Box 6790
Fullerton, CA 92834-6790

Some additional precautions that you can take:

- Periodically check your credit report to ensure that all your information is correct. You can obtain a free Credit report once per year by visiting www.annualcreditreport.com or by calling 877-322-8228. Checking your credit report periodically can help you spot problems and address them quickly.
- If you find suspicious activity on your credit reports or have reason to believe your information is being misused contact your local law enforcement agency and file a police report. Get a copy of the report when it becomes available to you and retain it for further use, as many creditors want the information it contains to absolve you of potential fraudulent debts.
- Close any compromised accounts.
- You can also contact the Federal Trade Commission at www.consumer.gov/idtheft, or at 1-877-ID Theft (438-4338), or at Identity Theft Clearinghouse, Federal Trade Commission, 600 Pennsylvania Avenue NW, Washington, D.C. 20580.